

Message

From: Deegan, Dave [Deegan.Dave@epa.gov]
Sent: 12/9/2020 5:34:57 PM
To: Szaro, Deb [Szaro.Deb@epa.gov]
CC: Holley-Williams, Sabrina [Holley-Williams.Sabrina@epa.gov]; Gutro, Doug [Gutro.Doug@epa.gov]; Norcross, Jeffrey [Norcross.Jeffrey@epa.gov]
Subject: Access to Inside EPA

Hi Deb, please see log in credentials below, courtesy of our terrific EPA Librarian. Thanks Sabrina!!
-DD.

From: Holley-Williams, Sabrina <Holley-Williams.Sabrina@epa.gov>
Sent: Wednesday, December 09, 2020 12:21 PM
To: Deegan, Dave <Deegan.Dave@epa.gov>
Subject: RE: Question about EPA Access to Inside EPA

Here is the login info for Deb. Let me know if you or she needs anything else. - Sabrina

Hello Deborah -

Here is the access information you've requested for those EPA National Library Network subscriptions that require IDs and passwords for remote access when not logged into the EPA's VPN (Pulse Secure).

Inside EPA

Ex. 6 Personal Privacy (PP)

Use of subscription resources is restricted to EPA staff and contractors and all resources may be subject to copyright restrictions. Please remember to keep these user IDs and passwords secure to assure only authorized access to EPA subscription resources.

PLEASE NOTE: The Region 1 Library is currently providing remote support. Continue to contact us via email, Skype, phone, or Ask-A-Librarian, with your requests, Monday – Friday 8am-4:30pm.

Tell us how we're doing - rate our customer service!

<http://www.surveymonkey.com/s/epalibsurvey>

Sabrina Holley-Williams, MS | Region 1 Library Director | ASMS contractor
(617) 918-1991 | holley-williams.sabrina@epa.gov
U.S. EPA Region 1 Library | 5 Post Office Square, Suite 100 LIB01-2 | Boston, MA 02109-3912

Library Hours: M-F 9am-Noon, 12:30-3:30pm | [Region 1 Library Intranet](#)

Need help with company or legal research? Scientific literature searches? Anything else? Just ask!

From: Deegan, Dave <Deegan.Dave@epa.gov>
Sent: Wednesday, December 09, 2020 10:00 AM
To: Palmer, Margo <Palmer.Margo@epa.gov>; Holley-Williams, Sabrina <Holley-Williams.Sabrina@epa.gov>
Cc: Gutro, Doug <Gutro.Doug@epa.gov>; Norcross, Jeffrey <Norcross.Jeffrey@epa.gov>
Subject: Question about EPA Access to Inside EPA

Hi Sabrina and Margo,

Deb Szaro is having difficulty accessing articles from Inside EPA even though the Agency has a subscription allowing all of us to access this outlet. Do you know if there is a generic user name or password we can provide to Deb so that she has easy access, without having to log into the VPN, accessing the Desktop Library, and then entering Inside EPA and finding the story she's looking for?

This is a bit confusing to me, since I am not having trouble accessing stories for this outlet!

Thanks in advance for any suggestions you have.

Dave

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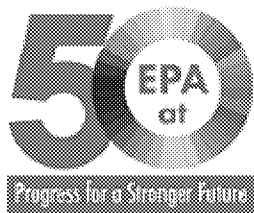
Dave Deegan

U.S. EPA, New England Regional Office

Office of Public Affairs

phone: 617.918.1017 | mobil

Ex. 6 Personal Privacy (PP)



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**From:** Szaro, Deb <[Szaro.Deb@epa.gov](mailto:Szaro.Deb@epa.gov)>  
**Sent:** Wednesday, December 09, 2020 8:01 AM  
**To:** Deegan, Dave <[Deegan.Dave@epa.gov](mailto:Deegan.Dave@epa.gov)>; Gutro, Doug <[Gutro.Doug@epa.gov](mailto:Gutro.Doug@epa.gov)>  
**Cc:** Norcross, Jeffrey <[Norcross.Jeffrey@epa.gov](mailto:Norcross.Jeffrey@epa.gov)>  
**Subject:** RE: Does the agency have a subscription to Inside EPA? I'd like the username and password if we do.

Thanks Dave. I realized that. That link works but I don't want to have to check it everyday. I get alerts through my email from Inside EPA and I want to be able to click on a link and read stories I am interested in. To do that, I believe I need the agency's log in info. Please advise.

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**From:** Deegan, Dave <[Deegan.Dave@epa.gov](mailto:Deegan.Dave@epa.gov)>  
**Sent:** Tuesday, December 08, 2020 4:04 PM  
**To:** Szaro, Deb <[Szaro.Deb@epa.gov](mailto:Szaro.Deb@epa.gov)>; Gutro, Doug <[Gutro.Doug@epa.gov](mailto:Gutro.Doug@epa.gov)>  
**Cc:** Norcross, Jeffrey <[Norcross.Jeffrey@epa.gov](mailto:Norcross.Jeffrey@epa.gov)>  
**Subject:** RE: Does the agency have a subscription to Inside EPA? I'd like the username and password if we do.

Hi Deb, Sorry for the delay.

I was actually confusing things earlier. The subscription that EPA cancelled was for E&E News – including Greenwire and some of the other Beltway trades. However, Inside EPA is still available to all of us. There's a link to it from the Agency-wide Intranet (see: <https://intranet.epa.gov/desktop/>). If it's not working for you I'm glad to try to investigate why and how to get your access restored.

Thanks!

Dave

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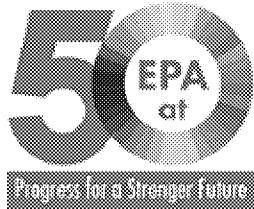
Dave Deegan

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Ex. 6 Personal Privacy (PP)



From: Szaro, Deb <Szaro.Deb@epa.gov>

Sent: Tuesday, December 08, 2020 8:45 AM

To: Deegan, Dave <Deegan.Dave@epa.gov>; Gutro, Doug <Gutro.Doug@epa.gov>

Subject: RE: Does the agency have a subscription to Inside EPA? I'd like the username and password if we do.

Thanks. This is the article I was interested in today but I would like to be able to access myself. Can one of you reach out to HQ?

From: Deegan, Dave <Deegan.Dave@epa.gov>

Sent: Tuesday, December 08, 2020 8:29 AM

To: Szaro, Deb <Szaro.Deb@epa.gov>; Gutro, Doug <Gutro.Doug@epa.gov>

Subject: RE: Does the agency have a subscription to Inside EPA? I'd like the username and password if we do.

I seem to be able to access the site, but I'm unsure about status of EPA-wide subscription (per my earlier email). Here's a story from website today that is interesting.

Biden Could Tap Current EPA Officials To Move Quickly On New Agenda

December 7, 2020

Former EPA officials expect the incoming Biden administration to move rapidly on a host of regulatory and personnel issues, including quickly revoking several key Trump policies and tapping current agency staff to lead early policymaking pushes rather than awaiting Senate confirmation proceedings for Biden EPA nominees.

Speaking during a Dec. 3 American Legal Institute-Continuing Legal Education online Clean Water Act conference, Gwendolyn Keyes Fleming, an attorney at VanNess Feldman who served as a Region 4 administrator during the Obama administration, said President-elect Joe Biden may not be willing to wait for a permanent EPA chief to begin rolling back Trump-era policies especially if Republicans keep control of the Senate.

"It may take three, four months to get some of these positions through. Then it becomes a political question of who will be your political leadership in place" during that time, she said. In particular, she added, the transition team will seek out current EPA career staff who meet the legal test to serve as acting political officials, and have "the quality to act as if they were the Senate confirmee while those senate fights play out."

And a source tracking the issue says that instead of waiting until Biden's team gets Senate-confirmed positions and then filling in underneath, the idea is "try to get as many of the schedule C appointees as possible on the ground" at agencies to begin implementing Biden's agenda. "So, if the Senate confirmation process takes longer, you may have a lot of political appointees already executing the agenda at the different agencies while the nominees are waiting to be confirmed."

The Senate is currently split 48-50 with both Georgia seats to be determined in Jan. 5 runoff elections. If Democrats win both they would control the chamber through Vice President-elect Kamala Harris' tiebreaking vote, but the GOP would retain its majority by

holding either seat, and Republicans have signaled that they would be willing to block or delay confirmation for nominees deemed too far to the left.

Both Fleming and Kevin Minoli, a former top official in EPA's Office of General Counsel now with the law firm Alston and Bird, said past administrations have generally waited for permanent officials to start work before proceeding with major regulatory initiatives, but warned that the Biden administration's ambitious agenda may not give it that luxury.

"There are some unique things to consider" in 2020 that were not factors for prior administrations, Fleming said, including both the threat of opposition control of the Senate -- no president since George H.W. Bush has taken office without a Senate majority -- as well as Biden's platform that focuses on quickly reversing a long list of his predecessor's policies.

In particular, she continued, the Biden administration will be aware of the need to start its highest-priority rulemakings quickly in order to complete them before a potential changeover following the 2024 election, which would leave them vulnerable to reversal through administrative action or the Congressional Review Act if a Republican wins.

"They're also thinking ahead, to where are we going to be in 2024, and can we get our agenda done before that congressional review starts," Fleming said, adding that any delays early in the term risk "eating up the clock in terms of rulemaking."

She noted that under the current succession order, Deputy Region 2 Administrator Walter Mugdan would become acting administrator following agency chief Andrew Wheeler's departure, but that order has not been revised since the Obama administration and Wheeler could change it during the lame-duck period to favor another candidate.

Early Priorities

While Biden and his team target a host of Trump-era rulemakings for reversal or revision, both Minoli and Fleming said the list of items where the agency could take action immediately is smaller.

While many key rules are still in litigation, which gives officials the chance to drop their legal defenses and seek a court remand instead, industry and GOP-led states could oppose those efforts and seek decisions that the policies they favor are permissible or even mandatory under current law.

"It will not be a situation where you can just abandon things," Minoli said.

But there are a host of Trump-era executive orders and guidance documents that Biden could act more quickly on, they said, with both speakers raising the Department of Justice's (DOJ) ban on supplemental environmental projects in enforcement settlements as one such item.

Since the policy ending SEPs -- in which a defendant agrees to go beyond what can be ordered by a court to undertake a project to offset pollution impacts from the alleged violations-- is in the form of a DOJ memo rather than a rule, undoing it "is one of the things that can be done at 12:01 on January 20th," Fleming said.

And Minoli said DOJ likely sees a reversal as defensible, since under prior administrations it has "done a lot of work to make sure the ground under supplemental environmental projects is sound."

Fleming said she also expects the new administration to quickly look for a way to advance stricter vehicle-emission standards as a centerpiece of its climate policy, while Minoli pointed to the controversial Clean Water Act rule narrowing the definition of "waters of the United States" that are subject to the law -- itself a reversal of a much broader Obama-era regulation.

But he also said that the Biden EPA may find it more practical to make "targeted revisions" to the rule than to withdraw and replace it completely, echoing other observers' warnings that a focus on climate could limit the agency's ability to complete such a complex water policy.

"We're certainly going to see something on 'waters of the U.S.' right at the beginning; the question is what it is going to be," he said. -- David LaRoss (dlaross@iwpnews.com)

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From: Szaro, Deb <Szaro.Deb@epa.gov>

Sent: Tuesday, December 08, 2020 7:28 AM

To: Gutro, Doug <Gutro.Doug@epa.gov>; Deegan, Dave <Deegan.Dave@epa.gov>

Subject: Does the agency have a subscription to Inside EPA? I'd like the username and password if we do.